

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 30, 1999

DIVISION ONE

B119340 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Gretchen K.
 Jeffrey M.

The jurisdictional and dispositional orders are reversed. The trial court is directed to enter a new and different order dismissing the dependency petition as to both parents.

Spencer, P.J.

We concur: Ortega, J.
 Masterson, J.

B119218 Cohen (Not for Publication)
 v.
 Home Depot U.S.A., Inc.

The judgment is reversed and the trial court is directed to enter an order denying defendant's motion for summary judgment. Plaintiff is to recover his costs on appeal.

Spencer, P.J.

We concur: Ortega, J.
 Masterson, J.

DIVISION ONE (Continued)

B118679 People (Not for Publication)
v.
Rios and Medrano

The judgments of conviction are affirmed. The case is remanded to the trial court for resentencing as to defendant Rios in a manner consistent with the views expressed herein.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Masterson, J.

B120617 People (Not for Publication)
v.
Boddie

The judgment in case number KA037637 and the order in case number BA115166 are affirmed.

Spencer, P.J.

We concur: Ortega, J.
Vogel (Miriam A.), J.

B126727 Klaus, etc. (Not for Publication)
v.
Daly et al.

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Masterson, J.

June 30, 1999-Continued

DIVISION ONE (Continued)

B121907 Savadian (Not for Publication)
v.
Roohinia

The appeal from the nonappealable order is dismissed. Defendant is awarded costs.

Ortega, J.

We concur: Spencer, P.J.
Masterson, J.

[illegible]

The appeal is dismissed.

Ortega, J.

I concur: Spencer, P.J.
I concur in judgment only: Vogel (Miriam A.), J.

DIVISION TWO

B119826 People (Not for Publication)
v.
Zolton Marin Thornton

The Court:

The judgment is reversed.

Boren, P.J., Zebrowski, J., Mallano, J. (Assigned)

DIVISION TWO (Continued)

B125291 Jameel Newt Jones (Not for Publication)

v.
Superior Court, Los Angeles County
(The People, r.p.i.)

The reinstated petition for writ of mandate is denied.

Boren, P.J.

We concur: Zebrowski, J.
 Mallano, J. (Assigned)

B125873 Los Angeles County D.C.F.S. (Not for Publication)

v.
Contance W.

The judgment is affirmed. Each side to bear costs.

Zebrowski, J.

We concur: Nott, Acting P.J.
 Mallano, J. (Assigned)

DIVISION THREE

B117639 John E. Dawson (Not for Publication)

v.
The Aerospace Corporation

The judgment is affirmed, and the order awarding attorney fees is affirmed.
Costs on appeal awarded to respondent Dawson.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B117940 People v. Ware (Not for Publication)
B124716 In Re Randolph Ware on Habeas Corpus

The judgment is reversed and the cause is remanded to the trial court for further proceedings. The petition for writ of habeas corpus is denied.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

B121180 People (Not for Publication)
 v.
 Hodges

The judgment is modified to reflect a laboratory analysis fee in the amount of \$50 (Health & Saf. Code, 11372.5, subd. (a)), county and state penalty assessments in the respective amounts of \$100 and \$70 (Pen. Code, 1464; Gov. Code, 76000), and a mandatory suspended parole revocation fine in the amount of \$200 (Pen. Code, 1202.45). In all other respects, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment.

Aldrich, J.

We concur: Croskey, Acting P.J.
 Kitching, J.

B121384 Marvin A. Blum et al. (Certified for Publication)
 v.
 Republic Bank et al.

The sanction order is reversed. The parties are to bear their own costs on appeal.

Aldrich, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION THREE (Continued)

B117550 Cerritos Valley Bank (Not for Publication)
v.
Fidelity National Title Insurance Co.

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B126708 People (Not for Publication)
v.
Martin

For the foregoing reasons, the judgment is modified to impose and suspend a fine in the sum of \$1,000 pursuant to Penal Code section 1202.45. As modified the judgment is affirmed. The Superior Court is directed to prepare an amended abstract of judgment in accord with this modification.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

DIVISION FIVE

B127198 Emanuel Baker (Not for Publication)

v.

State Farm Fire and Casualty Company et al.

The order under review is affirmed. Defendant, State Farm Casualty Company, shall recover its costs on appeal from plaintiffs, Emanuel and Judith Baker.

Turner, P.J.

We concur: Grignon, J.
Godoy Perez, J.

B122765 People (Not for Publication)

v.

Norrita Jeanette Wynder et al.

Defendant Corsey's convictions for receiving stolen property and accessory after the fact are reversed. Defendant Corsey's judgment is modified to reflect the imposition and suspension of a \$200 parole revocation restitution fine pursuant to Penal Code section 1202.45. The clerk of the superior court is directed to amend the abstract of judgment to reflect these modifications and the restitution fines and forward a copy of the amended abstract of judgment to the Department of Corrections. In all other respects, both judgments are affirmed.

Grignon, Acting P.J.

We concur: Armstrong, J.
Godoy Perez, J.

DIVISION FIVE (Continued)

B116769 Cecilia Gilmore et al. (Not for Publication)
v.
Ashley-Grigsby Mortuary, Inc.

The judgment is affirmed. Defendant, Ashley-Grigsby Mortuary, Inc., is to recover its costs on appeal, jointly and severally, from plaintiffs, Cecilia Gilmore and Jessie Gordon.

Turner, P.J.

We concur: Grignon, J.
 Armstrong, J.

B119186 La Fe, Inc. (Certified for Partial Publication)
v.
County of Los Angeles

The judgment is affirmed. Defendants, the County of Los Angeles, and the California Coastal Commission, shall each recover their costs on appeal, jointly and severally, from plaintiffs, La Fe, Inc., Robert Rein, Susan Brown, David Brown, Larry Goodwin, Thomas Hudson, and Deborah Hudson.

Turner, P.J.

We concur: Armstrong, J.
 Godoy Perez, J.

DIVISION SIX

B120725 Richlin, M.D. (Not for Publication)
v.
Monarch Life Insurance Company

The judgment is affirmed. Costs to respondent.

Coffee, J.

We concur: Gilbert, Acting P.J.
 Yegan, J.

DIVISION SIX (Continued)

B118839 Frank Schipper Construction Co. (Not for Publication)
v.
Ojai Western Landscapes, Inc.

The judgment in favor of Schipper on its cross-complaint for express indemnity is reversed. The case is remanded for a determination of whether the injury to the plaintiff arose out of or in connection with operations of appellant and any other issues dependent upon that determination. Costs on appeal are awarded to appellant.

Coffee, J.

We concur: Gilbert, Acting P.J.
 Yegan, J.

B127061 Beck (Not for Publication)
v.
Venderwall

The judgment is affirmed. Costs awarded to respondent.

Gilbert, Acting P.J.

We concur: Coffee, J.
Matz, J. (Assigned)

B119843 Romero (Not for Publication)
v.
Santa Maria Berry Farms

The judgment is affirmed. Costs are awarded to respondent.

Matz, J. (Assigned)

We concur: Gilbert, Acting P.J.
 Coffee, J.

DIVISION SIX (Continued)

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The conviction of carjacking in violation of section 215 (count 4) is reversed. The judgment is modified to reflect presentence credits of 531 days actual custody credit plus 80 days of conduct credit, for total credits of 611 days, and to impose a restitution fine in the amount of \$1,000, suspended, pursuant to section 1202.45. The matter is remanded to the trial court for resentencing on count 7 (kidnapping in the commission of carjacking), count 15 (attempted willful, deliberate, premeditated murder) and the prior prison enhancement. In all other respects, the judgment is affirmed.

Matz, J. (Assigned)

We concur: Gilbert, Acting P.J.
Yegan, J.

B128847 People (Not for Publication)
v.
McClain

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
Coffee, J.

B128023 People (Not for Publication)
v.
Paillet

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
Coffee, J.

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DIVISION SIX (Continued)

B126630 People v. Jones (Not for Publication)

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

B126524 People (Not for Publication)
v.
Serrano

The judgment is affirmed.

Gilbert, Acting P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

B122382 Seacall Development, Ltd. (Certified for Publication)
v.
Santa Monica Rent Control Board

The order denying the motion to vacate the dismissal is reversed and the cause is remanded to the trial court with directions to grant the motion and vacate the dismissal. Each party to bear its own costs on appeal.

Johnson, J.

We concur: Lillie, P.J.
Woods, J.